

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION
ANTICIPATORY BAIL APPLICATION NO.1956 OF 2005

Smt.Draupada Ramesh Bhoir & Anr. ...Applicants

Versus

State of Maharashtra ...Respondent

.....

Mr.P.M.Vyas with Mr.H.P.Vyas & Mr.S.R.Singh
for Applicants.

Mr.K.V.Saste, A.P.P. for Respondent.

.....

CORAM: A.M.KHANWILKAR, J.

MARCH 24, 2005.

P.C.

1. Heard Counsel for the parties.

2. The offence in question is one under Sections 302, 143, 147, 148, 149, 324 and 504 read with Section 114 of the Indian Penal Code. Indeed, the Applicants are females, but according to the prosecution, they participated in the commission of the offence.

3. Having regard to the seriousness of the offence, not a case for anticipatory bail. However, instead of going into the contentious issues raised in the present Application on merits of the prosecution case, in my opinion, the Application deserves to be disposed of with limited protection to the Applicants to enable them to surrender before the appropriate Court and apply for regular bail, if so advised. That be done on or before 30th March 2005.

4. Applicants shall not be arrested till then, on condition that the Applicants will co-operate for the purpose of investigation of the case as and when called upon.

5. The Applicants shall give advance notice to the Investigating Officer before moving the appropriate Court within the specified time.

6. It is made clear that disposal of this Anticipatory Bail Application is not an expression of opinion on merits of the case. The Sessions

Judge, will examine the merits of the case independently and pass appropriate orders on the regular Bail Application, to be so filed by the Applicants.

7. Application disposed of on the above terms.

A.M.KHANWILKAR, J.